S.B.CR.MISC.BAIL APPLICATION NO.1078/2007.
Deen Dayal Vs. State

Date of order : 9/4/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri Rajesh Sharma for the petitioner.
Shri S.N. Gupta P.P. for the State.
Shri D.P. Pujari for the complainant.

******

Heard learned counsel for the petitioner, learned Public Prosecutor for the State as well as learned counsel for the complainant and perused the relevant documents placed before me.

Learned counsel for the petitioner argued that the petitioner has falsely been implicated in the matter. The incident has taken place in village Aantela close to Shahpura on Delhi Highway and the petitioner was on duty and at the relevant point of time his posting was at Uniara. In fact, the petitioner himself lodged the first information report about missing of his daughter-in-law on 28/1/2007 and her dead body was found lying in a Well on 29/1/2007. Smt.Janki Devi wife of the petitioner and

mother-in-law of the deceased has already been enlarged on bail and the case of the petitioner is in no way distinguishable from that of hers.

Learned Public Prosecutor has opposed the bail application.

Considering the nature of allegation against the petitioner, the report of the Deputy Superintendent Circle Shahpura, Jaipur (Rural) obtained from the office of the petitioner including the verification made from Assistant Agriculture Officer Uniara and Assistant Director Agriculture and the fact that the bail has already been granted to the mother-in-law of deceased Smt.Reena by the learned Additional Sessions Judge, Shahpura and further the fact that the petitioner is behind the bars since 29/1/2007, I deem it appropriate to enlarge the petitioner on bail.

In the result, this bail application u/S.439 Cr.P.C. is allowed and it is directed that petitioner Deendayal S/o Surajmal shall 1078/2007

be released on bail in F.I.R. No.651/2006 P.S. Shahpura, District Jaipur subject to his furnishing a personal bond in the sum of Rs.20,000/- together with two sureties in the sum of Rs.10,000/- each to the satisfaction of the trial Court for his appearance before that court on all dates of hearing until conclusion of the trial.

(MOHAMMAD RAFIQ), J.

anil